

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
(Attorney Docket No. 05222.00259)

In re U.S. Patent Application of Gueheen, )  
et. al. )

Application No. 09/321,360 )

Examiner: Robinson Boyce, Akiba K

Filed: May 27, 1999 )

Group Art Unit: 3639

For: PHASE DELIVERY OF COMPONENTS )  
OF A SYSTEM REQUIRED FOR )  
IMPLEMENTATION OF TECHNOLOGY )

RECEIVED  
CENTRAL FAX CENTER  
AUG 18 2005

**AMENDMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the non-final Office Action dated May 19, 2005, please enter the following response. The Examiner set a three-month period for response, making this Amendment due on or before **August 19, 2005**. The Commissioner is authorized to charge any fees to Deposit Account No. 19-0733.

Please amend this application as follows:

**Amendments to the Claims** are reflected in the Listing of Claims, which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.



**BANNER & WITCOFF, LTD.**  
INTELLECTUAL PROPERTY LAW

10 SOUTH WACKER DRIVE, SUITE 3000  
CHICAGO, ILLINOIS 60606

TEL: 312.463.5000  
FAX: 312.463.5001  
www.bannerwitcoff.com

---

**FACSIMILE TRANSMITTAL SHEET**

---

<b>TO:</b>	<b>FROM:</b>	<b>RECEIVED</b>
<b>MS: AMENDMENT</b>	Kenneth F. Smolik	<b>CENTRAL FAX CENTER</b>
<b>COMPANY:</b>	<b>DATE:</b>	<b>AUG 18 2005</b>
USPTO	August 18, 2005	
<b>FAX NO.:</b>	<b>TOTAL NO. OF PAGES: (including cover sheet)</b>	
(571) 273-8300	14	
<b>YOUR REFERENCE NO.:</b>	<b>OUR REFERENCE (C/M) NO.:</b>	
09/321,360	005222.00259	

**RE:** In re: Appln. Of Guheen et al.  
Appln. No. 09/321,360  
Filed: May 27, 1999  
For: PHASE DELIVERY OF COMPONENTS OF A SYSTEM REQUIRED FOR  
IMPLEMENTATION OF TECHNOLOGY

**OFFICIAL FAX**

*If you do not receive all page(s) or have any problems receiving this transmission, please call:*

<b>NAME:</b>	<b>PHONE:</b>
Derrick R. Hamilton	312-463-5560

**COMMENTS:**

**Important/Confidential:** This message is intended only for the use of the individual or entity to whom it is addressed. This message contains information from the law firm of Banner & Witcoff, Ltd. which may be privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, retention, archiving, or copying of the communication is strictly prohibited. If you have received this communication in error, please notify us immediately at our telephone number listed above. We will be happy to arrange for the return of this message to our offices at no cost to you.

CHICAGO

WASHINGTON, D.C.

BOSTON

PORTLAND, OR

PT 0/5B/21 (09-04)


Approved for use through 07/31/2008. JMB 0651-0031

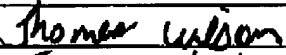
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  <small>(to be used for all correspondence after initial filing)</small>	Application Number	09/321,360	
	Filing Date	May 27, 1999	
	First Named Inventor	Michael F. Guheen	
	Art Unit	3639	
	Examiner Name	Robinson Boyce, Aliba	
Total Number of Pages in This Submission	14	Attorney Docket Number	005222.00259

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Fax Cover Sheet
<div style="border: 1px solid black; padding: 5px; min-height: 50px;">         Remarks       </div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	Banner & Witcoff, LTD.		
Signature			
Printed Name	Kenneth F. Smolik		
Date	August 18, 2005	Reg. No.	44,344

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	THOMAS WILSON	Date	8/17/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (an application) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2